

Article 1: Name of Agreement

The name of this agreement shall be the Consolidated Chassis Management Pool Agreement (hereinafter, the “Agreement”).

Article 2: Purpose of Agreement

The purpose of the Agreement is to provide for a cooperative working arrangement pursuant to the Shipping Act of 1984, as amended, for the formation and operation of local, metropolitan, and/or regional chassis pools. The chassis pools are intended to improve the quality and efficiency of intermodal chassis operations for the movement of intermodal containers in the United States.

Article 3: Parties to the Agreement

The Parties to the Agreement (hereinafter referred to individually as a “Party” and collectively as “Parties”) include: (a) the Ocean Carrier Equipment Management Association, Inc. (“OCEMA”), Consolidated Chassis Enterprises LLC (“CCE”), CCM Pools LLC (“CCMP”), Consolidated Chassis Management LLC (“CCM”), and the other Affiliates listed in Appendix A (together the “OCEMA Parties”), (b) OCEMA’s member ocean common carriers (the “OCEMA Members”), (c) the other ocean common carriers listed in Appendix A (the “Non-OCEMA Carriers”) as listed in Appendix A, and (d) the Marine Terminal Operator parties listed in Appendix A (the “Marine Terminal Operator Parties”). The OCEMA Parties, the OCEMA Members, and Non-OCEMA Carriers shall be referred to collectively as the “Ocean Carrier Parties.”

Governing Board. The Governing Board may delegate all or any part of such authority to ~~CCM~~
an Affiliate or the Pool Manager of any specific Pool LLC. The Governing Board will be
selected by CCE in its discretion. Only OCEMA Members ~~that are Contributors and Users~~ shall
be eligible to serve on the Governing Board. Associate Members and Non-Regulated Entities
shall not have the right to participate in the selection of the Governing Board. Without
limitation, OCEMA may discuss and agree on policies or other matters relating to the
establishment or operation of Chassis Pools and may communicate same to CCE, an Affiliate, or
other Entity formed to own or operate the Chassis Pool.

This Agreement and any subsequent modification hereto may be executed in writing by separate counterparts, each of which shall be deemed an original, and all of which together shall constitute a single instrument.

Article 8: Term, Termination, Membership and Withdrawal

8.1 Term. This Agreement shall become effective in accordance with the Shipping Act of 1984, as amended, and shall continue indefinitely thereafter unless terminated by agreement of the Parties.

8.2 Membership. Any Ocean Carrier Party and any Marine Terminal Operator Party participating in any manner in the Chassis Pool shall be eligible for membership in this Agreement. ~~All members of OCEMA, FMC Agreement No. 202-011284, as it may be amended from time to time, shall also automatically be Parties individually to this Agreement.~~

Membership in this Agreement shall not be construed in and of itself to establish or imply a contractual relationship between any Party and a Chassis Pool with respect to Pool Chassis, including the use, contribution, maintenance, repair, or the operation or management of the Chassis Pool, unless such a relationship has been established by a written agreement between the Party, on the one hand, and the Chassis Pool on the other.

8.3 Associate Membership. An Ocean Carrier Party to this Agreement that is not a member of OCEMA, and any Marine Terminal Operator Party, shall be considered an Associate Member. Associate Members may participate as Users and Contributors in Chassis Pools

Consolidated Chassis Management Pool Agreement
FMC Agreement No. 011962-014
Substitute Second Revised Appendix A-2
2nd Edition

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- c. American President Lines, Ltd.
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- 3. COSCO SHIPPING Lines Co., Ltd.
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- 4. Evergreen Line Joint Service Agreement FMC No. 011982
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